

MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES

NOTICE OF PROPOSED POLICY

Public Act 280 of 1939, as amended, and consultation guidelines for Medicaid policy provide an opportunity to review proposed changes in Medicaid policies and procedures.

Please review the policy summary and the attached materials that describe the specific changes being proposed. Let us know why you support the change or oppose the change.

Submit your comments to the analyst by the due date specified. Your comments must be received by the due date to be considered for the final policy bulletin.

Thank you for participating in the consultation process.



Director, Program Policy Division

Bureau of Medicaid Policy, Operations, and Actuarial Services

<b>Project Number:</b> 2033-PE	<b>Comments Due:</b> June 4, 2020	<b>Proposed Effective Date:</b> As Indicated
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**Mail Comments to:** Margo Sharp

**Telephone Number:** 517-284-1222 **Fax Number:**  
**E-mail Address:** [sharpm1@michigan.gov](mailto:sharpm1@michigan.gov)

**Policy Subject:** COVID-19 Response: Temporary Suspension of Certain Provider Enrollment Requirements; Temporary Suspension of Certain Restrictions and Requirements of the Michigan Public Health Code

**Affected Programs:** Medicaid, Healthy Michigan Plan, Maternity Outpatient Medical Services (MOMS), Children's Special Health Care Services (CSHCS), MI Health Link

**Distribution:** All Providers

**Policy Summary:** This policy temporarily suspends certain provider enrollment requirements and temporarily suspends certain restrictions and requirements of the Michigan Public Health Code.

**Purpose:** To relax Medicaid provider enrollment and revalidation requirements in an effort to reduce potential administrative burden and ensure critical staff time can be devoted to emergency response activities. Additionally, the policy effectuates applicable sections of State Executive Order 2020-61: Temporary relief from certain restrictions and requirements governing the provision of medical services, and subsequent extensions.

**Bulletin Number:** MSA 20-28

**Distribution:** All Providers

**Issued:** April 30, 2020

**Subject:** COVID-19 Response: Temporary Suspension of Certain Provider Enrollment Requirements; Temporary Suspension of Certain Restrictions and Requirements of the Michigan Public Health Code

**Effective:** As Indicated

**Programs Affected:** Medicaid, Healthy Michigan Plan, Maternity Outpatient Medical Services (MOMS), Children's Special Health Care Services (CSHCS), MI Health Link

The purpose of this bulletin is to relax Medicaid provider enrollment and revalidation requirements to reduce potential administrative burden to ensure critical staff time can be devoted to emergency response activities. These changes apply to typical and atypical fee-for-service (FFS) and managed care providers. Consistent with public health emergency conditions at both the state and federal level related to COVID-19, MDHHS is issuing this policy effective March 1, 2020. Given the circumstances, this policy is intended to be time-limited, and MDHHS will notify providers of its termination.

Additionally, this policy describes suspension of certain restrictions and requirements of the Michigan Public Health Code consistent with State Executive Order 2020-61: Temporary relief from certain restrictions and requirements governing the provision of medical services, and any subsequent extensions. These policy changes are effective March 29, 2020 and will remain in effect for the duration of the Executive Order.

## **TEMPORARY SUSPENSION OF CERTAIN PROVIDER ENROLLMENT REQUIREMENTS**

Current MDHHS policy outlines several federal provisions required to be completed as a condition of Medicaid participation for both prospective and revalidating providers. Through the approval of the 1135 waiver, MDHHS is electing to temporarily suspend the following federal provider enrollment requirements:

- Community Health Automated Medicaid Processing System (CHAMPS) Enrollment Revalidations - revalidations are suspended and will be rescheduled on a rolling basis after the termination of this policy. Providers will receive advance notification of their rescheduled revalidation date. Providers who received a notice for revalidation in March or April 2020 and have started the revalidation process in CHAMPS should complete any remaining steps. Providers who have not started revalidating may disregard the notice. A new notice will be issued after the termination of the public

health emergency with a rescheduled revalidation date. Providers will not have their enrollment end-dated during this time if they do not revalidate.

- Site visits for prospective and current providers are suspended. Site visits will be rescheduled on a rolling basis after the termination of this policy.
- Fingerprint-based criminal background checks associated with providers in the high-risk level category are suspended. Providers required to submit a fingerprint-based background check will be contacted after the termination of this policy with further guidance.
- Application fees – providers who are required to pay an application fee may request a postponement of the fee by declaring the payment a hardship during their CHAMPS enrollment or revalidation. Hardship requests will be reviewed by Provider Enrollment consistent with current process.

All other federal and state provider enrollment requirements remain in effect.

## **TEMPORARY SUSPENSION OF CERTAIN RESTRICTIONS AND REQUIREMENTS OF THE MICHIGAN PUBLIC HEALTH CODE**

In response to the COVID-19 pandemic, the Medicaid program will temporarily suspend, to the extent possible, specified program policies and certain provisions of the Public Health Code, 1978 PA 368, consistent with State Executive Order 2020-61 (E.O.). The suspensions will remain in effect for the duration of the E.O.

### Out-of-State Licensed Providers

Health care professionals who are licensed and in good standing in any state or territory in the United States practicing in Michigan may be reimbursed for Medicaid covered services. Out-of-state providers are subject to program screening and enrollment requirements and must be associated to an in-state Medicaid enrolled provider. Providers may request their enrollment be retroactive to March 29, 2020. Enrollments granted through this section will be end-dated upon the termination of the E.O.

### Enrollment of Ordering Providers

On a limited basis, Medicaid will temporarily waive the program requirement that diagnostic laboratory tests be ordered by program enrolled providers. Specifically, laboratory tests associated with COVID-19 will be covered if ordered by non-enrolled licensed registered nurses (RNs) and licensed practical nurses (LPNs) working in designated health care facilities, consistent with the E.O. Claims submitted for laboratory services ordered by RNs or LPNs, must contain the name and individual National Provider Identifier (NPI) of the Medicaid enrolled attending physician or other qualified health professional overseeing the care of the beneficiary in the designated health care facility in the ordering provider field as applicable.

## Supervision, Delegation, Practice Agreements

Consistent with Executive Order 2020-61, the Medicaid program, to the extent possible, is suspending practitioner policy provisions of the Public Health Code, 1978 PA 368, relating to scope of practice, supervision, delegation, and written practice agreement requirements. These policy provisions are suspended to the extent necessary to allow licensed, registered, or certified health care professionals to provide, within a designated health care facility at which the professional is employed or contracted to work, medical services that are necessary to support the facility's response to the COVID-19 pandemic.

### **Public Comment**

The public comment portion of the policy promulgation process is being conducted concurrently with the implementation of the change noted in this bulletin. Any interested party wishing to comment on the change may do so by submitting comments to Margo Sharp, Policy Specialist, via e-mail at:

E-mail: [SharpM1@michigan.gov](mailto:SharpM1@michigan.gov)

Please include "COVID-19 Response: Temporary Suspension of Certain Provider Enrollment Requirements; Temporary Suspension of Certain Restrictions and Requirements of the Michigan Public Health Code" in the subject line.

Comments received will be considered for revisions to the change implemented by this bulletin.

### **Manual Maintenance**

Information is time-limited and will not be incorporated into any policy or procedure manuals.

### **Questions**

Any questions regarding this bulletin should be directed to Provider Inquiry, Department of Health and Human Services, P.O. Box 30731, Lansing, Michigan 48909-8231, or e-mailed to [ProviderSupport@michigan.gov](mailto:ProviderSupport@michigan.gov). When you submit an e-mail, be sure to include your name, affiliation, NPI number, and phone number so you may be contacted if necessary. Providers may phone toll-free 1-800-292-2550.

### **Approved**



Kate Massey, Director  
Medical Services Administration